

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

ACUITAS THERAPEUTICS, INC.,

Plaintiff,

vs.

GENEVANT SCIENCES GMBH, and
ARBITUS BIOPHARMA CORP.,

Defendants.

Case No. 1:22-cv-02229-MKV

**NOTICE OF GENEVANT'S MOTION TO DISMISS THE FIRST AMENDED
COMPLAINT PURSUANT TO FEDERAL RULE OF CIVIL PROCEDURE 12(b)(1)**

PLEASE TAKE NOTICE that, upon the accompanying Memorandum of Law in Support of Defendants Genevant Sciences GmbH and Arbutus Biopharma Corp.'s (collectively, "Defendants") Motion to Dismiss the First Amended Complaint, dated October 4, 2022, filed herewith; the Declaration of Matthew D. Robson, dated October 4, 2022, and exhibits thereto, filed herewith; and upon all the papers and proceedings had herein, Defendants will move this Court, before the Honorable Mary Kay Vyskocil, United States District Judge, at the Daniel Patrick Moynihan United States Courthouse, 500 Pearl Street, New York, New York 10007, on a date and at a time designated by the Court, for an Order pursuant to Federal Rule of Civil Procedure 12(b)(1) dismissing the First Amended Complaint in its entirety with prejudice and granting such other and further relief as this Court may deem just and proper.

Dated: October 4, 2022
New York, New York

Respectfully submitted,
By: /s/ Raymond N. Nimrod

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